

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff, Case No. 3:19-CR-00026-LRH-WGC
v.
IVY ELLIOTT, **STIPULATION AND ORDER TO
CONTINUE SENTENCING HEARING**
Defendant. (Fifth Request.)

IT IS HEREBY STIPULATED AND AGREED by and through Christopher Chiou, Acting United States Attorney for the District of Nevada, and Peter Levitt, Assistant United States Attorney, counsel for the United States of America, and Janice A. Hubbard, Esq., counsel for defendant, Ivy Elliott, that the sentencing hearing currently scheduled for to November 18, 2021, be vacated and continued to December 9, 2021 at 11:00 a.m.

1. The additional time requested by this Stipulation to Continue Sentencing Hearing is reasonable pursuant to Fed.R.Crim.P. Rule 32(b) (2), which states that the "court may, for good cause, change any time limits prescribed in this rule."

2. A conflict has arisen in defense counsel's calendar which will make her unavailable. In addition, Ms. Elliott may be a witness in the pending trial, which should precede her sentencing.

3. Further, the additional time is requested to allow the parties to prepare for the sentencing hearing.

1 4. Defendant is out of custody and agrees with the continuance.
2 Ms. Elliott will stay in intensive outpatient care, she is under a
3 doctor's care for her depression and her medication is being
4 monitored, she has obtained employment and she is enrolled at UNR
5 working on her social worker's degree.

6 5. All parties agree to the continuance.

7 6. This Stipulation is made in good faith and with good cause,
8 and not for the purposes of delay.

9 DATED this 25th day of October, 2021.

11 CHRISTOPHER CHIOU
Acting United States Attorney

13 /s/ Peter Levitt
PETER LEVITT
14 Assistant United States Attorney

/s/ Janice A. Hubbard
JANICE A. HUBBARD, ESQ.
Counsel for Ivy Elliott

ORDER

17 **IT IS HEREBY ORDERED THAT**, based upon the foregoing Stipulation
18 by the parties, and GOOD CAUSE APPEARING, the sentencing hearing
19 currently scheduled for November 18, 2021 be vacated and continued to
20 December 9, 2021 at 11:00 a.m.

22 DATED October 25, 2021.

Larry R. Hicks